

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences**

In re Patent Application of

WEST et al.

Atty. Ref.: SCS-540-563

Serial No. 10/535,493

TC/A.U.: 1791

Filed: May 18, 2005

Examiner: J. Goff II

For: ASSEMBLY OF SEALED COMPONENTS

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December 3, 2009

Attn: Board of Patent Appeals and Interferences
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re Appeal No. 2009-009371

Sir:

**RESPONSE TO ORDER GRANTING REQUEST
TO RESET HEARING DATE**

This Response acknowledges receipt of the Order Granting Request to Reset Hearing Date from Roger Williams, Chief Clerk of the Board of Patent Appeals and Interferences, faxed to the undersigned on December 2, 2009. The Clerk's granting of the Request to reschedule the above Oral Hearing is very much appreciated.

Given that the Chief Clerk has indicated that "[n]o further request for postponement will be permitted" it is respectfully requested that the Board take into consideration the fact that Applicants' undersigned representative has already scheduled and paid for a vacation beginning *March 18, 2010* and ending *March 26, 2010*. Accordingly, it is respectfully requested that the hearing on the above case not be scheduled during that period of time.

Should the Board have any other questions regarding the setting of the hearing date for this appeal, the Board is respectfully requested to contact Applicant's undersigned representative.

Serial No. 10/535,493

Respectfully submitted,

NIXON & VANDERHVE P.C.

By: 

Stanley C. Spooner

Reg. No. 27,393

SCS:kmm

901 North Glebe Road, 11th Floor

Arlington, VA 22203-1808

Telephone: (703) 816-4000

Facsimile: (703) 816-4100

Nixon & Vanderhye P.C.

ATTORNEYS AT LAW

11TH FLOOR
901 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22203-1808
UNITED STATES OF AMERICA

FACSIMILE COVER SHEET

TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4028
E-mail: scs@nixonvan.com

PLEASE DELIVER IMMEDIATELY!!!!Our Ref: 540-563Your Ref: SN 10/535,493Date: December 3, 2009

TO: Board of Patent Appeals and Interferences
FIRM: U.S. Patent and Trademark Office
SUBJECT: Appeal No. 2009-009371; SN 10/535,493
FACSIMILE NO.: 571-273-0299 & 571-273-8300
FROM: Stanley C. Spooner

NUMBER OF PAGES (INCLUDING COVER SHEET): 3

(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES
IN TRANSMISSION, PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).

Kristen M. McGee
FACSIMILE OPERATOR

ATTACHMENT: **Response to Order Granting Request to Reset Hearing Date**

MESSAGE: